



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

Interim City Manager
Andrew T. Souza

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, DECEMBER 5, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve minutes of November 14, 2000

Action Taken:

AGENCY GENERAL ADMINISTRATION

- A. Consider authorizing the issuance of two (2) Request for Qualifications (RFQ) for (1) a professional architectural design/engineering firm, and (2) consulting firm(s) to prepare an Environmental Impact Report (EIR) and any plan amendments as needed, for the design of the Fulton Mall

Action Taken:

- B. Receive status report on Streetscape and Parking Program for downtown Fresno and give direction to staff

Action Taken:

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

- C. Presentation by Paul Fasulo of Gardnyr Michael Capital Leasing regarding downtown parking structure - Councilmember Ronquillo

Action Taken:

1. Request City Manager to direct staff to meet with Gardnyr Michael Capital Leasing to review proposal and return to Council with staff recommendation and report

Action Taken:

ADJOURN AGENCY

9:00 A.M. COUNCIL ROLL CALL

Invocation

Pledge of Allegiance to the Flag

Proclamation of "FRESNO METROPOLITAN MINISTRY DAY" - All Councilmembers

Proclamation of "PEARL HARBOR SURVIVORS DAY" - Council President Boyajian

Proclamation of "ANGEL TREE DAY" - Councilmember Mathys

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of November 27, 28 and 29, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS

10:00 A.M. HEARING to consider Plan Amendment No. A-00-14 and related Rezoning Application No. R-00-32 and environmental findings, filed by Gary Walker on behalf of General Life, for 0.14 acre site located on the south side of E. Cornell Avenue, east of N. Blackstone Avenue

Action Taken:

1. Consider Environmental Assessment/Negative Declaration No. A-00-14, R-00-32, dated October 20, 2000

Action Taken:

2. **RESOLUTION** - Amending the McLane Community Plan

Action Taken:

3. **BILL** - Amending the Official Zone Map to rezone property from the R-1 zone district to the P (Off-Street Parking) zone district

Action Taken:

10:30 A.M. CLOSED SESSION

- A. **CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6 (Councilmember Quintero)

City Negotiator(s): Jorge Aguiniga, Andrew T. Souza and Matthew Gargiulo

Employee Organization(s):

1. Fresno Police Officers Association Non-Supervisory Police (FPOA)
2. International Association of Firefighters, Local 753 Non-Management Fire (IAFF)
3. International Association of Firefighters, Local 753 Fire Management (IAFF)
4. Amalgamated Transit Union, Local 127 (ATU) - Councilmember Perea

Action Taken:

- B. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Charan Singh v. Officer Robert Forrest Sears, et al.

2. **Case Name:** Tandra Petrie v. City of Fresno, et al.

Action Taken:

- C. **CONFERENCE WITH LEGAL COUNSEL - DECIDING WHETHER TO INITIATE LITIGATION** - Government Code Section 54956.9, Subdivision (c)

1. **Case Name:** City of Fresno v. County of Fresno, City of Clovis, et al.

Action Taken:

- D. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. City of Fresno v. U.S. Army Corps of Engineers and the Boeing Company, et al.
2. Bakman Water Company, et al. v. City of Fresno, et al.

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:30 A.M.

JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY

- A. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. **Case Name:** Daniel Fitzpatrick v. Fresno Redevelopment Agency
2. **Case Name:** Claims of Barbara A. Hunt

Action Taken:

4:00 P.M.

Consider approval for a Council override vote of Resolution No. 2000-328 vetoed by Mayor Patterson on November 27, 2000 (*Council action to override Mayoral veto requires 5 affirmative votes*) - Council President Boyajian and Councilmember Perea

Action Taken:

1. **RESOLUTION NO. 2000-328** - 63rd amendment to AAR No. 2000-183 appropriating \$112,100 to pay for installation costs of \$99,100 and service charges totaling \$13,000 related costs to the communications services contract with Pacific Bell

Action Taken:

4:45 P.M.

Christmas Tree Lighting Ceremony (*2nd floor foyer*)

Action Taken:

5:00 P.M.

CONTINUED HEARING to consider Plan Amendment Application No. A-00-03, Rezoning Application No. R-00-04, and Environmental Assessment No. A-00-03, R-00-04, C-00-60, filed by George Beal, for a 1.8-acre parcel on the southwest corner of North Maple and East Shepherd Avenues

Action Taken:

1. Consider Environmental Assessment/Mitigated Negative Declaration No. A-00-03, R-00-04, C-00-60, dated May 1, 2000

Action Taken:

2. **RESOLUTION** - Not amending the Woodward Park Community Plan (*Planning Commission Recommendation*)

Action Taken:

3. **RESOLUTION** - Amending the Woodward Park Community Plan (*Applicant Request*)

Action Taken:

4. **BILL** - Amending the Official Zone Map to rezone the property from the AE-20/UGM to the C-1/UGM zone district (*Applicant Request*)

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED IMMEDIATELY FOLLOWING COUNCIL ACTION.)

1. * **RESOLUTION** - 72nd amendment to AAR No. 2000-183 appropriating \$190,000 for the Grantland Bypass Grade Separation Nexus Fee Study and authorizing the execution of an Engineering Services Agreement with Omni-Means, Ltd. (*Requires 5 affirmative votes*)

Action Taken:

2. Approve Contract Change Order No. 5 with Ford Construction, Inc. for the Fresno Yosemite International Airport Airside/Landside Construction Project

Action Taken:

- a. **RESOLUTION** - Declaring an urgent necessity for the preservation of life, health, or property, waiving competitive bidding requirements, and authorizing the Public Works Director to contract by Change Order for the resurfacing of portions of Fresno Yosemite International Airport Taxiway "ALPHA"

Action Taken:

3. **ITEM REMOVED FROM AGENDA**

4. Award a contract for one (1) water wagon conversion

Action Taken:

5. Award a requirements contract to provide granular activated carbon and/or removal of spent granular activated carbon

Action Taken:

6. * **RESOLUTION** - 6th amendment to Salary Resolution No. 2000-186 amending the salary range of Operations and Events Supervisor

Action Taken:

7. Approve the modification of Real Estate Purchase Contract for property at the southwest corner of Herndon and Brawley Avenues

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

8. **RESOLUTION** - Of intention to annex Tract Nos. 4918 and 4960 to the City of Fresno Community Facilities District No. 2, Annexation No. 26, to authorize the levy of special taxes and setting the hearing for Tuesday, January 9, 2001, at 10:00 a.m.

Action Taken:

9. **ITEM REMOVED FROM AGENDA**

10. * **RESOLUTION** - 67th amendment to AAR No. 2000-183 appropriating \$99,900 of the Commission on Peace Officer Standards and Training (P.O.S.T.) funds allocated for the purchase of training simulators
(Requires 5 affirmative votes)

Action Taken:

11. Approve Commercial Aviation Permit authorizing runway catering to operate an into-plane catering business at Fresno Yosemite International Airport

Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct staff to retain current process regarding the City-wide special Christmas tree pick-up service - Councilmember Quintero

Action Taken:

- B. * **BILL - (For introduction)** - Amending Sections 9-407 and 9-408 of the Fresno Municipal Code regarding private solid waste collection - Councilmember Steitz

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

**ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION*

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Dec. 11 5:00 P.M. General Plan Hearing
- Dec. 12 - 10:30 A.M. Request by George and Michael Donovan to approve mixed-use office/retail site plan located on the southeast corner of Herndon and Palm Avenues
- Dec. 12 11:00 A.M. **HEARING** to adopt Bill amending the FMC relating to parking of commercial vehicles
- Dec. 12 - 11:30 A.M. **HEARING** to consider funds awarded to the City by the U.S. Dept. of Justice to undertake the Local Law Enforcement Block Grant Program
- Dec. 12 - 5:00 P.M. **HEARING** re: P.A. No. A-00-02, CUP #00-58, filed by Granum Partners
- Dec. 18 5:00 P.M. General Plan Hearing
- Dec. 19 - 9:00 A.M. Presentation by Assemblyman Mike Briggs
- Dec. 19 - 10:00 A.M. **HEARING** re: Annexation No. 25, Community Facilities District No. 2
- Dec. 19 - 10:15 A.M. **HEARING** re: P.A. No. 00-15, R-00-33, filed by Ralph E. Lovelace
- Dec. 19 - 10:30 A.M. **HEARING** re: Appeal of Tentative Parcel Map No. 2000-16, filed by Dwayne Zinkin
- Dec. 19 - 5:00 P.M. **HEARING** re: P.A. No. 99-25, R-99-38, filed by Bonadelle Corporation
- Dec. 19 - 5:30 P.M. **HEARING** re: P.A. No. 00-12, R-00-31, filed by Granville Homes
- Dec. 26 - **NO MEETING - CHRISTMAS WEEK**
- Jan. 2 - 3:00 P.M. (Tentative time) **SWEARING-IN CEREMONY FOR THE NEW MAYOR AND COUNCILMEMBERS**
- Jan. 9 - 10:00 A.M. **HEARING** re: CDF No. 2, Annexation No. 26, Tract No. 4918
- Jan. 16 - 10:00 A.M. **HEARING** re: Rezone Appl. No. R-00-05, filed by Scott Ellis, Jr.
- Jan. 16 - 10:10 A.M. **HEARING** re: Rezone Appl. No. R-00-41, filed by James T. O'Dea, 255 W. Bullard
- Jan. 23 - 10:00 A.M. **HEARING** re: P.A. No. A-99-35 updating the Mineral Resource Policies in the General Plan Conservation Element

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***